

# Senate Amendment 5312

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1 1 Amend House File 2302, as amended, passed, and  
1 2 reprinted by the House, as follows:  
1 3 #1. By striking everything after the enacting  
1 4 clause and inserting the following:  
1 5 NEW SECTION. 15E.311 COUNTY  
1 6 ENDOWMENT FUND.  
1 7 1. The purpose of this section is to enhance the  
1 8 quality of life for citizens of Iowa by providing  
1 9 moneys to new or existing citizen groups of this state  
1 10 organized to establish county affiliate funds or  
1 11 community foundations that will address countywide  
1 12 needs.  
1 13 2. A county endowment fund is created in the state  
1 14 treasury under the control of the department of  
1 15 revenue. The fund consists of all moneys appropriated  
1 16 to the fund. Moneys in the fund shall be distributed  
1 17 by the department as provided in this section.  
1 18 3. a. At the end of each fiscal year, moneys in  
1 19 the fund shall be transferred into separate accounts  
1 20 within the fund and designated for use by each county  
1 21 in which no licensee authorized to conduct gambling  
1 22 games under chapter 99F was located during that fiscal  
1 23 year. Moneys transferred to county accounts shall be  
1 24 divided equally among the counties. Moneys  
1 25 transferred into an account for a county shall be  
1 26 transferred by the department to an eligible county  
1 27 recipient for that county. Of the moneys transferred,  
1 28 an eligible county recipient may distribute up to  
1 29 eighty percent of the moneys as grants to charitable  
1 30 organizations for educational, civic, public,  
1 31 charitable, patriotic, or religious uses, as defined  
1 32 in section 99B.7, subsection 3, paragraph "b", in that  
1 33 county and shall retain the remainder of the moneys  
1 34 for use in establishing a permanent endowment fund for  
1 35 the benefit of charitable organizations for  
1 36 educational, civic, public, charitable, patriotic, or  
1 37 religious uses, as defined in section 99B.7,  
1 38 subsection 3, paragraph "b".  
1 39 b. If a county does not have an eligible county  
1 40 recipient, moneys in the account for that county shall  
1 41 remain in that account until an eligible county  
1 42 recipient for that county is established.  
1 43 c. For purposes of this subsection, an "eligible  
1 44 county recipient" means a qualified community  
1 45 foundation or community affiliate organization, as  
1 46 defined in section 15E.303, that is selected, in  
1 47 accordance with the procedures described in section  
1 48 15E.304, to receive moneys from an account created in  
1 49 this section for a particular county. To be selected  
1 50 as an eligible county recipient, a community affiliate  
2 1 organization shall establish a county affiliate fund  
2 2 to receive moneys as provided by this section.  
2 3 4. Notwithstanding section 12C.7, subsection 2,  
2 4 interest or earnings on moneys deposited in the county  
2 5 endowment fund shall be credited to the county  
2 6 endowment fund. Notwithstanding section 8.33, moneys  
2 7 credited to the county endowment fund shall not revert  
2 8 at the close of a fiscal year.  
2 9 Sec. 2. Section 99D.2, subsection 8, Code 2003, is  
2 10 amended to read as follows:  
2 11 8. "Racetrack enclosure" means all real property  
2 12 utilized for the conduct of a race meeting, including  
2 13 the racetrack, grandstand, clubhouse, turf club or  
2 14 other areas of a licensed racetrack which a person may  
2 15 enter only upon payment of an admission fee, or upon  
2 16 payment by another, at any time, based upon the  
2 17 person's admittance, or upon presentation of  
2 18 authorized credentials. "Racetrack enclosure" also  
2 19 means concession stands, offices, barns, kennels and  
2 20 barn areas, employee housing facilities, parking lots,  
2 21 and any additional areas designated by the commission.  
2 22 Sec. 3. Section 99D.2, Code 2003, is amended by  
2 23 adding the following new subsection:  
2 24 NEW SUBSECTION. 9. "Wagering area" means that

2 25 portion of a racetrack in which a licensee may receive  
2 26 wagers of money from a person present in a licensed  
2 27 racing enclosure on a horse or dog in a race selected  
2 28 by the person making the wager as designated by the  
2 29 commission.

2 30 Sec. 4. Section 99D.5, subsection 4, Code 2003, is  
2 31 amended to read as follows:

2 32 4. Commission members are each entitled to receive  
2 33 an annual salary of six thousand dollars. Members  
2 34 shall also be reimbursed for actual expenses incurred  
2 35 in the performance of their duties to a maximum of  
2 36 thirty thousand dollars per year for the commission.  
2 37 Each member shall ~~post a bond in the amount of ten~~  
2 38 ~~thousand dollars, with sureties to be approved by the~~  
2 39 ~~governor, to guarantee the proper handling and~~  
2 40 ~~accounting of moneys and other properties required in~~  
2 41 ~~the administration of this chapter. The premiums on~~  
2 42 ~~the bonds shall be paid as other expenses of the~~  
2 43 ~~commission be covered by the blanket surety bond of~~  
2 44 ~~the state purchased pursuant to section 8A.321,~~  
2 45 ~~subsection 12.~~

2 46 Sec. 5. Section 99D.6, Code 2003, is amended to  
2 47 read as follows:

2 48 99D.6 CHAIRPERSON == ADMINISTRATOR == EMPLOYEES ==  
2 49 DUTIES == BOND.

2 50 The commission shall elect in July of each year one  
3 1 of its members as chairperson for the succeeding year.  
3 2 The commission shall appoint an administrator of the  
3 3 commission subject to confirmation by the senate. The  
3 4 administrator shall serve a four-year term. The term  
3 5 shall begin and end in the same manner as set forth in  
3 6 section 69.19. A vacancy shall be filled for the  
3 7 unexpired portion of the term in the same manner as a  
3 8 full-term appointment is made. The administrator may  
3 9 hire other assistants and employees as necessary to  
3 10 carry out the commission's duties. Employees in the  
3 11 positions of equine veterinarian, canine veterinarian,  
3 12 and equine steward shall be exempt from the merit  
3 13 system provisions of chapter 8A, subchapter IV, and  
3 14 shall not be covered by a collective bargaining  
3 15 agreement. Some or all of the information required of  
3 16 applicants in section 99D.8A, subsections 1 and 2, may  
3 17 also be required of employees of the commission if the  
3 18 commission deems it necessary. The administrator  
3 19 shall keep a record of the proceedings of the  
3 20 commission, and preserve the books, records, and  
3 21 documents entrusted to the administrator's care. The  
3 22 ~~commission shall require the administrator to post a~~  
3 23 ~~bond in a sum it may fix, conditioned upon the~~  
3 24 ~~faithful performance of the administrator's duties~~  
3 25 ~~shall be covered by the blanket surety bond of the~~  
3 26 ~~state purchased pursuant to section 8A.321, subsection~~

3 27 12. Subject to the approval of the governor, the  
3 28 commission shall fix the compensation of the  
3 29 administrator within the salary range as set by the  
3 30 general assembly. The commission shall have its  
3 31 headquarters in the city of Des Moines, and shall meet  
3 32 in July of each year and at other times and places as  
3 33 it finds necessary for the discharge of its duties.

3 34 Sec. 6. Section 99D.7, subsection 8, Code 2003, is  
3 35 amended to read as follows:

3 36 8. To investigate alleged violations of this  
3 37 chapter or the commission rules, orders, or final  
3 38 decisions and to take appropriate disciplinary action  
3 39 against a licensee or a holder of an occupational  
3 40 license for the violation, or institute appropriate  
3 41 legal action for enforcement, or both. Information  
3 42 gathered during an investigation is confidential  
3 43 during the pendency of the investigation. Decisions  
3 44 by the commission are final agency actions pursuant to  
3 45 chapter 17A.

3 46 Sec. 7. Section 99D.7, subsection 19, Code 2003,  
3 47 is amended to read as follows:

3 48 19. To require licensees to indicate in their  
3 49 racing programs those horses which are treated with  
3 50 the legal medication ~~lasix~~ furosemide or  
4 1 phenylbutazone. The program shall also indicate if it  
4 2 is the first or subsequent time that a horse is racing  
4 3 with ~~lasix~~ furosemide, or if the horse has previously  
4 4 raced with ~~lasix~~ furosemide and the present race is  
4 5 the first race for the horse without ~~lasix~~ furosemide

4 6 following its use.

4 7 Sec. 8. Section 99D.7, Code 2003, is amended by  
4 8 adding the following new subsections:

4 9 NEW SUBSECTION. 23. To require licensees to  
4 10 establish a process to allow a person to be  
4 11 voluntarily excluded for life from a racetrack  
4 12 enclosure and all other licensed facilities under this  
4 13 chapter and chapter 99F. The process established  
4 14 shall require that a licensee disseminate information  
4 15 regarding persons voluntarily excluded to all  
4 16 licensees under this chapter and chapter 99F. The  
4 17 state and any licensee under this chapter or chapter  
4 18 99F shall not be liable to any person for any claim  
4 19 which may arise from this process. In addition to any  
4 20 other penalty provided by law, any money or thing of  
4 21 value that has been obtained by, or is owed to, a  
4 22 voluntarily excluded person by a licensee as a result  
4 23 of wagers made by the person after the person has been  
4 24 voluntarily excluded shall not be paid to the person  
4 25 but shall be deposited into the gambling treatment  
4 26 fund created in section 135.150.

4 27 NEW SUBSECTION. 24. To approve and establish, at  
4 28 the commission's discretion, special events and areas  
4 29 at a racetrack enclosure where persons under the age  
4 30 of twenty-one may be present.

4 31 Sec. 9. Section 99D.9, subsections 1 and 2, Code  
4 32 2003, are amended to read as follows:

4 33 1. If the commission is satisfied that its rules  
4 34 and sections 99D.8 through 99D.25 applicable to  
4 35 licensees have been or will be complied with, it may  
4 36 issue a license for a period of not more than three  
4 37 years. The commission may decide which types of  
4 38 racing it will permit. The commission may permit dog  
4 39 racing, horse racing of various types, or both dog and  
4 40 horse racing. The commission shall decide the number,  
4 41 location, and type of all racetracks licensed under  
4 42 this chapter. The license shall set forth the name of  
4 43 the licensee, the type of license granted, the place  
4 44 where the race meeting is to be held, and the time and  
4 45 number of days during which racing may be conducted by  
4 46 the licensee. ~~The commission shall not approve the~~  
~~4 47 licenses for racetracks in Dubuque county and Black~~  
~~4 48 Hawk county if the proposed racing schedules of the~~  
~~4 49 two tracks conflict.~~ The commission shall not approve  
4 50 a license application if any part of the racetrack is  
5 1 to be constructed on prime farmland outside the city  
5 2 limits of an incorporated city. As used in this  
5 3 subsection, "prime farmland" means as defined by the  
5 4 United States department of agriculture in 7 C.F.R.  
5 5 ~~sec. } 657.5(a)~~. A license is not transferable or  
5 6 assignable. The commission may revoke any license  
5 7 issued for good cause upon reasonable notice and  
5 8 hearing. The commission shall conduct a neighborhood  
5 9 impact study to determine the impact of granting a  
5 10 license on the quality of life in neighborhoods  
5 11 adjacent to the proposed racetrack facility. The  
5 12 applicant for the license shall reimburse the  
5 13 commission for the costs incurred in making the study.  
5 14 A copy of the study shall be retained on file with the  
5 15 commission and shall be a public record. The study  
5 16 shall be completed before the commission may issue a  
5 17 license for the proposed facility.

5 18 2. A license shall only be granted to a nonprofit  
5 19 corporation or association upon the express condition  
5 20 that+

5 21 ~~a. The~~ the nonprofit corporation or association  
5 22 shall not, by a lease, contract, understanding, or  
5 23 arrangement of any kind, grant, assign, or turn over  
5 24 to a person the operation of a race meeting licensed  
5 25 under this section or of the pari-mutuel system of  
5 26 wagering described in section 99D.11. This section  
5 27 does not prohibit a management contract approved by  
5 28 the commission.  
5 29 ~~b. The nonprofit corporation shall not in any~~  
~~5 30 manner permit a person other than the licensee to have~~  
~~5 31 a share, percentage, or proportion of the money~~  
~~5 32 received for admissions to the race or race meeting.~~

5 33 Sec. 10. Section 99D.9, subsection 6, Code 2003,  
5 34 is amended to read as follows:

5 35 6. (1) A licensee ~~may~~ shall not loan to any  
5 36 person money or any other thing of value for the

5 37 purpose of permitting that person to wager on any  
5 38 race.

5 39 (2) A licensee shall not permit a financial  
5 40 institution, vendor, or other person to dispense cash  
5 41 or credit through an electronic or mechanical device  
5 42 including but not limited to a satellite terminal as  
5 43 defined in section 527.2, that is located in the  
5 44 wagering area.

5 45 Sec. 11. Section 99D.9, Code 2003, is amended by  
5 46 adding the following new subsection:

5 47 NEW SUBSECTION. 8. The commission shall require  
5 48 that a licensee utilize Iowa resources, goods, and  
5 49 services in the operation of a racetrack enclosure.  
5 50 The commission shall develop standards to assure that  
6 1 a substantial amount of all resources and goods used  
6 2 in the operation of a racetrack enclosure emanate from  
6 3 and are made in Iowa and that a substantial amount of  
6 4 all services and entertainment are provided by Iowans.

6 5 Sec. 12. Section 99D.11, subsection 7, Code 2003,  
6 6 is amended to read as follows:

6 7 7. A person under the age of twenty-one years  
6 8 shall not make or attempt to make a pari-mutuel wager.  
6 9 A person who violates this subsection commits a  
6 10 scheduled violation under section 805.8C, subsection  
6 11 4.

6 12 Sec. 13. Section 99D.14, subsection 2, Code 2003,  
6 13 is amended by striking the subsection and inserting in  
6 14 lieu thereof the following:

6 15 2. A licensee shall pay a regulatory fee to be  
6 16 charged as provided in this section. In determining  
6 17 the regulatory fee to be charged as provided under  
6 18 this section, the commission shall use the amount  
6 19 appropriated to the commission plus the cost of  
6 20 salaries for no more than two special agents for each  
6 21 racetrack that has not been issued a table games  
6 22 license under chapter 99F or no more than three  
6 23 special agents for each racetrack that has been issued  
6 24 a table games license under chapter 99F, plus any  
6 25 direct and indirect support costs for the agents, for  
6 26 the division of criminal investigation's racetrack  
6 27 activities, as the basis for determining the amount of  
6 28 revenue to be raised from the regulatory fee.

6 29 Sec. 14. Section 99D.14, subsection 7, Code 2003,  
6 30 is amended by striking the subsection.

6 31 Sec. 15. Section 99D.15, subsection 3, paragraph  
6 32 d, Code 2003, is amended by striking the paragraph.

6 33 Sec. 16. Section 99D.15, Code 2003, is amended by  
6 34 adding the following new subsection:

6 35 NEW SUBSECTION. 5. An amount equal to one-half of  
6 36 one percent of the gross sum wagered by the pari=  
6 37 mutuel method shall be deposited into the gambling  
6 38 treatment fund created in section 135.150 from the tax  
6 39 revenue received by the commission pursuant to  
6 40 subsections 1 and 3.

6 41 Sec. 17. Section 99D.19, Code 2003, is amended to  
6 42 read as follows:

6 43 99D.19 HORSE OR DOG RACING == LICENSEES == RECORDS  
6 44 == REPORTS == SUPERVISION.

6 45 1. A licensee shall keep its books and records so  
6 46 as to clearly show the following:

6 47 ~~1. a. The total number of admissions to races~~  
~~6 48 conducted by it on each racing day, including the~~  
~~6 49 number of admissions upon free passes or complimentary~~  
~~6 50 tickets for each day of operation.~~

7 1 ~~2. b. The amount received daily from admission~~  
~~7 2 fees.~~

7 3 ~~3. The total amount of money wagered during the~~  
~~7 4 race meet for each day of operation.~~

7 5 2. The licensee shall furnish to the commission  
7 6 reports and information as the commission may require  
7 7 with respect to its activities. The commission may  
7 8 designate a representative to attend a licensed race  
7 9 meeting, who shall have full access to all places  
7 10 within the enclosure of the meeting and who shall  
7 11 supervise and check the admissions. The compensation  
7 12 of the representative shall be fixed by the commission  
7 13 but shall be paid by the licensee.

7 14 Sec. 18. Section 99D.20, Code 2003, is amended to  
7 15 read as follows:

7 16 99D.20 AUDIT OF LICENSEE OPERATIONS.

7 17 Within ninety days after the end of each race meet,

7 18 the licensee shall transmit to the commission an audit  
7 19 of the financial transactions and condition of the  
7 20 licensee's operations conducted under this chapter.  
7 21 Additionally, within ninety days after the end of the  
7 22 licensee's fiscal year, the licensee shall transmit to  
7 23 the commission an audit of the ~~financial transactions~~  
~~7 24 and condition of the licensee's total racing and~~  
~~7 25 gaming operations, including an itemization of all~~  
~~7 26 expenses and subsidies.~~ All audits shall be conducted  
7 27 by certified public accountants registered in the  
7 28 state of Iowa under chapter 542 who are selected by  
~~7 29 the board of supervisors of the county in which the~~  
~~7 30 licensee operates.~~

7 31 Sec. 19. Section 99D.23, subsection 1, Code 2003,  
7 32 is amended to read as follows:  
7 33 1. The commission shall employ one or more  
7 34 chemists or contract with a qualified chemical  
7 35 laboratory to determine by chemical testing and  
7 36 analysis of saliva, urine, blood, or other excretions  
7 37 or body fluids whether a substance or drug has been  
7 38 introduced which may affect the outcome of a race or  
7 39 whether an action has been taken or a substance or  
7 40 drug has been introduced which may interfere with the  
7 41 testing procedure. The commission shall adopt rules  
7 42 under chapter 17A concerning procedures and actions  
7 43 taken on positive drug reports. The commission may  
7 44 adopt by reference ~~the standards of the national~~  
~~7 45 association of state racing commissioners, the~~  
~~7 46 association of official racing chemists, and New York~~  
~~7 47 jockey club, or the United States trotting~~  
~~7 48 association, nationally recognized standards as~~  
~~7 49 determined by the commission~~ or may adopt any other  
7 50 procedure or standard. The commission has the  
8 1 authority to retain and preserve by freezing, test  
8 2 samples for future analysis.

8 3 Sec. 20. Section 99D.25, subsection 1, paragraph  
8 4 a, Code 2003, is amended to read as follows:  
8 5 a. "Drugging" means administering to a horse or  
8 6 dog any substance foreign to the natural horse or dog  
8 7 prior to the start of a race. However, in counties  
8 8 with a population of two hundred fifty thousand or  
8 9 more, "drugging" ~~does not include administering to a~~  
8 10 horse the drugs ~~lasix~~ furosemide and phenylbutazone in  
8 11 accordance with section 99D.25A and rules adopted by  
8 12 the commission.

8 13 Sec. 21. Section 99D.25, subsection 5, Code 2003,  
8 14 is amended to read as follows:  
8 15 5. Every horse which suffers a breakdown on the  
8 16 racetrack, in training, or in competition, and is  
8 17 destroyed, and every other horse which expires while  
8 18 stabled on the racetrack under the jurisdiction of the  
8 19 commission, shall undergo a postmortem examination by  
~~8 20 a veterinarian or a veterinary pathologist~~ at a time  
8 21 and place acceptable to the commission veterinarian to  
8 22 determine the injury or sickness which resulted in  
8 23 euthanasia or natural death. ~~The postmortem~~  
~~8 24 examination shall be conducted by a veterinarian~~  
~~8 25 employed by the owner or the owner's trainer in the~~  
~~8 26 presence of and in consultation with the commission~~  
~~8 27 veterinarian.~~ Test samples shall be obtained from the  
8 28 carcass upon which the postmortem examination is  
8 29 conducted and shall be sent to a laboratory approved  
8 30 by the commission for testing for foreign substances  
8 31 and natural substances at abnormal levels. When  
8 32 practical, blood and urine test samples should be  
8 33 procured prior to euthanasia. The owner of the  
8 34 deceased horse is responsible for payment of any  
8 35 charges due ~~the veterinarian employed to conduct the~~  
8 36 postmortem examination. ~~The services of the~~  
~~8 37 commission veterinarian and the laboratory testing of~~  
~~8 38 postmortem samples shall be made available by the~~  
~~8 39 commission without charge to the owner.~~ A record of  
8 40 every postmortem shall be filed with the commission by  
8 41 the ~~owner's~~ veterinarian or veterinary pathologist who  
~~8 42 performed the postmortem~~ within seventy-two hours of  
8 43 the death ~~and shall be submitted on a form supplied by~~  
~~8 44 the commission.~~ Each owner and trainer accepts the  
8 45 responsibility for the postmortem examination provided  
8 46 herein as a requisite for maintaining the occupational  
8 47 license issued by the commission.

8 48 Sec. 22. Section 99D.25, subsection 9, Code 2003,

8 49 is amended to read as follows:

8 50 9. The commission shall conduct random tests of  
9 1 bodily substances of horses entered to race each day  
9 2 of a race meeting to aid in the detection of any  
9 3 unlawful drugging. The tests ~~shall~~ may be conducted  
9 4 both prior to and after a race. The commission shall  
9 5 also test any horse that breaks down during a race and  
9 6 shall perform an autopsy on any horse that is killed  
9 7 or subsequently destroyed as a result of an accident  
9 8 during a race.

9 9 Sec. 23. Section 99D.25A, subsections 3 through 7,  
9 10 Code 2003, are amended to read as follows:

9 11 3. If a horse is to race with phenylbutazone in  
9 12 its system, the trainer, or trainer's designee, shall  
9 13 be responsible for marking the information on the  
9 14 entry blank for each race in which the horse shall use  
9 15 phenylbutazone. Changes made after the time of entry  
9 16 must be submitted on the prescribed form to the  
9 17 commission veterinarian no later than scratch time.

9 18 4. If a test detects concentrations of  
9 19 phenylbutazone in the system of a horse in excess of  
9 20 the level permitted in this section, the commission  
9 21 shall assess a civil penalty against the trainer of at  
9 22 least two hundred dollars for the first offense and at  
9 23 least five hundred dollars for a second offense. The  
9 24 penalty for a third or subsequent offense shall be in  
9 25 the discretion of the commission. A penalty assessed  
9 26 under this subsection shall not affect the placing of  
9 27 the horse in the race.

9 28 5. ~~Lasix~~ Furosemide may be administered to  
9 29 certified bleeders. Upon request, any horse placed on  
9 30 the bleeder list shall, in its next race, be permitted  
9 31 the use of ~~lasix~~ furosemide. Once a horse has raced  
9 32 with ~~lasix~~ furosemide, it must continue to race with  
9 33 ~~lasix~~ furosemide in all subsequent races unless a  
9 34 request is made to discontinue the use. If the use of  
9 35 ~~lasix~~ furosemide is discontinued, the horse shall be  
9 36 prohibited from again racing with ~~lasix~~ furosemide  
9 37 unless it is later observed to be bleeding. Requests  
9 38 for the use of or discontinuance of ~~lasix~~ furosemide  
9 39 must be made to the commission veterinarian by the  
9 40 horse's trainer or assistant trainer on a form  
9 41 prescribed by the commission on or before the day of  
9 42 entry into the race for which the request is made.

9 43 6. Once a horse has been permitted the use of  
9 44 ~~lasix~~ furosemide, the horse must be treated with ~~lasix~~  
9 45 furosemide in the horse's stall, unless the commission  
9 46 provides that a horse must be brought to the detention  
9 47 barn for treatment. After the ~~lasix~~ furosemide  
9 48 treatment, the commission, by rule, may authorize the  
9 49 release of the horse from the horse's stall or  
9 50 detention barn before the scheduled post time. If a  
10 1 horse is brought to the detention barn late, the  
10 2 commission shall assess a civil penalty of one hundred  
10 3 dollars against the trainer.

10 4 7. A horse entered to race with ~~lasix~~ furosemide  
10 5 must be treated at least four hours prior to post  
10 6 time. The ~~lasix~~ furosemide shall be administered  
10 7 intravenously by a veterinarian employed by the owner  
10 8 or trainer of the horse. The commission shall adopt  
10 9 rules to ensure that ~~lasix~~ furosemide is administered  
10 10 as provided in this section. The commission shall  
10 11 require that the practicing veterinarian deliver an  
10 12 affidavit signed by the veterinarian which certifies  
10 13 information regarding the treatment of the horse. The  
10 14 affidavit must be delivered to a commission  
10 15 veterinarian within twenty minutes following the  
10 16 treatment. The statement must at least include the  
10 17 name of the practicing veterinarian, the tattoo number  
10 18 of the horse, the location of the barn and stall where  
10 19 the treatment occurred, the race number of the horse,  
10 20 the name of the trainer, and the time that the ~~lasix~~  
10 21 furosemide was administered. ~~Lasix~~ Furosemide shall  
10 22 only be administered in a dose level of two hundred  
10 23 fifty milligrams.

10 24 Sec. 24. Section 99F.1, Code Supplement 2003, is  
10 25 amended by adding the following new subsection:

10 26 NEW SUBSECTION. 7A. "Excursion boat" means a  
10 27 self-propelled, floating vessel that is or has been  
10 28 previously certified by the United States coast guard  
10 29 for operation as a vessel.

10 30 Sec. 25. Section 99F.1, subsection 8, Code  
10 31 Supplement 2003, is amended to read as follows:  
10 32 8. "Excursion gambling boat" means ~~a self-~~  
~~10 33 propelled~~ an excursion boat or moored barge on which  
10 34 lawful gambling is authorized and licensed as provided  
10 35 in this chapter.

10 36 Sec. 26. Section 99F.1, subsection 10, Code  
10 37 Supplement 2003, is amended to read as follows:  
10 38 10. "Gambling game" means any game of chance  
10 39 authorized by the commission. However, for racetrack  
10 40 enclosures, "gambling game" does not include table  
10 41 games of chance or video machines which simulate table  
~~10 42 games of chance, unless otherwise authorized by this~~  
~~10 43 chapter.~~ "Gambling game" does not include sports  
10 44 betting.

10 45 Sec. 27. Section 99F.1, Code Supplement 2003, is  
10 46 amended by adding the following new subsection:  
10 47 NEW SUBSECTION. 10A. "Gaming floor" means that  
10 48 portion of an excursion gambling boat or racetrack  
10 49 enclosure in which gambling games are conducted as  
10 50 designated by the commission.

11 1 Sec. 28. Section 99F.1, subsection 12, Code  
11 2 Supplement 2003, is amended to read as follows:  
11 3 12. "Holder of occupational license" means a  
11 4 person licensed by the commission to perform an  
11 5 occupation which the commission has identified as  
11 6 requiring a license to engage in the excursion  
11 7 gambling boat gambling industry in Iowa.

11 8 Sec. 29. Section 99F.1, Code Supplement 2003, is  
11 9 amended by adding the following new subsection:  
11 10 14A. "Moored barge" means a floating barge or  
11 11 vessel that is not self-propelled.

11 12 Sec. 30. Section 99F.1, subsection 16, Code  
11 13 Supplement 2003, is amended to read as follows:  
11 14 16. "Racetrack enclosure" means all real property  
~~11 15 utilized for the conduct of a race meeting, including~~  
~~11 16 the racetrack, grandstand, clubhouse, turf club, or~~  
~~11 17 other areas of a licensed racetrack which an~~  
~~11 18 individual may enter only upon payment of an admission~~  
~~11 19 fee, or upon payment by another, at any time, based~~  
~~11 20 upon the individual's admittance, or upon presentation~~  
~~11 21 of authorized credentials.~~ "Racetrack enclosure" also  
~~11 22 means concession stands, offices, barns, kennels and~~  
~~11 23 barn areas, employee housing facilities, parking lots,~~  
~~11 24 and any additional areas designated by the commission.~~

11 25 Sec. 31. Section 99F.4, subsection 2, Code 2003,  
11 26 is amended to read as follows:  
11 27 2. To license qualified sponsoring organizations,  
11 28 to license the operators of excursion gambling boats,  
11 29 to identify occupations within the excursion gambling  
11 30 boat operations which require licensing, and to adopt  
11 31 standards for licensing the occupations including  
11 32 establishing fees for the occupational licenses and  
11 33 licenses for qualified sponsoring organizations. The  
11 34 fees shall be paid to the commission and deposited in  
11 35 the general fund of the state. All revenue received  
11 36 by the commission under this chapter from license fees  
11 37 and admission regulatory fees shall be deposited in  
11 38 the general fund of the state and shall be subject to  
11 39 the requirements of section 8.60.

11 40 Sec. 32. Section 99F.4, subsection 6, Code 2003,  
11 41 is amended to read as follows:  
11 42 6. To investigate alleged violations of this  
11 43 chapter or the commission rules, orders, or final  
11 44 decisions and to take appropriate disciplinary action  
11 45 against a licensee or a holder of an occupational  
11 46 license for a violation, or institute appropriate  
11 47 legal action for enforcement, or both. Information  
~~11 48 gathered during an investigation is confidential~~  
~~11 49 during the pendency of the investigation.~~

11 50 Sec. 33. Section 99F.4, subsection 18, Code 2003,  
12 1 is amended to read as follows:  
12 2 18. To provide for the continuous videotaping  
12 3 recording of all gambling activities on an excursion  
12 4 gambling boat. The videotaping recording shall be  
12 5 performed under guidelines set by rule of the division  
12 6 of criminal investigation and the rules may require  
12 7 that all or part of the original tapes recordings be  
12 8 submitted to the division on a timely schedule.

12 9 Sec. 34. Section 99F.4, subsection 20, Code 2003,  
12 10 is amended by striking the subsection.

12 11 Sec. 35. Section 99F.4, Code 2003, is amended by  
12 12 adding the following new subsections:  
12 13 NEW SUBSECTION. 23. To require licensees to  
12 14 establish a process to allow a person to be  
12 15 voluntarily excluded for life from an excursion  
12 16 gambling boat and all other licensed facilities under  
12 17 this chapter and chapter 99D. The process established  
12 18 shall require that a licensee disseminate information  
12 19 regarding persons voluntarily excluded to all  
12 20 licensees under this chapter and chapter 99D. The  
12 21 state and any licensee under this chapter or chapter  
12 22 99D shall not be liable to any person for any claim  
12 23 which may arise from this process. In addition to any  
12 24 other penalty provided by law, any money or thing of  
12 25 value that has been obtained by, or is owed to, a  
12 26 voluntarily excluded person by a licensee as a result  
12 27 of wagers made by the person after the person has been  
12 28 voluntarily excluded shall not be paid to the person  
12 29 but shall be deposited into the gambling treatment  
12 30 fund created in section 135.150.

12 31 NEW SUBSECTION. 24. To approve a licensee's  
12 32 application to operate as a moored barge, an excursion  
12 33 boat that will cruise, or an excursion boat that will  
12 34 not cruise, as submitted pursuant to section 99F.7.

12 35 NEW SUBSECTION. 25. To conduct a socioeconomic  
12 36 study on the impact of gambling on Iowans, every eight  
12 37 years beginning in calendar year 2008, and issue a  
12 38 report on that study. The commission shall ensure  
12 39 that the results of each study are readily accessible  
12 40 to the public.

12 41 Sec. 36. Section 99F.4A, subsection 4, Code 2003,  
12 42 is amended to read as follows:

12 43 4. The regulatory fee imposed in section 99D.14,  
12 44 subsection 2, shall be collected ~~for admission to~~ from  
12 45 a licensee of a racetrack enclosure where gambling  
12 46 games are licensed to operate in lieu of the ~~admission~~  
12 47 regulatory fee imposed in section 99F.10.

12 48 Sec. 37. Section 99F.4A, subsection 8, Code 2003,  
12 49 is amended by striking the subsection and inserting in  
12 50 lieu thereof the following:

13 1 8. The commission shall, upon the immediate  
13 2 payment of the applicable table games license fee and  
13 3 submission to the commission by June 1, 2005, of an  
13 4 application by a licensee of a pari-mutuel dog or  
13 5 horse racetrack licensed to conduct gambling games at  
13 6 a pari-mutuel racetrack enclosure, issue a license to  
13 7 the licensee to conduct table games of chance,  
13 8 including video machines that simulate table games of  
13 9 chance, at the pari-mutuel racetrack enclosure subject  
13 10 to the requirements of this subsection. However, a  
13 11 table games license may only be issued to a licensee  
13 12 required to pay a table games license fee of three  
13 13 million dollars under this subsection if the licensee,  
13 14 and all other licensees of an excursion gambling boat  
13 15 in that county, file an agreement with the commission  
13 16 authorizing the granting of a table games license  
13 17 under this subsection and permitting all licensees of  
13 18 an excursion gambling boat to operate a moored barge  
13 19 as of a specific date. The licensee shall be granted  
13 20 a table games license by the commission without  
13 21 conducting a separate referendum authorizing table  
13 22 games upon payment of the applicable license fee to  
13 23 the commission which table games license fee may be  
13 24 offset by the licensee against taxes imposed on the  
13 25 licensee by section 99F.11, to the extent of twenty  
13 26 percent of the table games license fee paid pursuant  
13 27 to this subsection for each of five consecutive fiscal  
13 28 years beginning with the fiscal year beginning July 1,  
13 29 2008. Fees paid pursuant to this subsection are not  
13 30 refundable to the licensee. A licensee shall not be  
13 31 required to pay a fee to renew a table games license  
13 32 issued pursuant to this subsection. Moneys collected  
13 33 by the commission from a table games license fee paid  
13 34 under this subsection shall be deposited in the  
13 35 rebuild Iowa infrastructure fund created in section  
13 36 8.57.

13 37 For purposes of this subsection, the applicable  
13 38 license fee for a licensee shall be three million  
13 39 dollars if the adjusted gross receipts from gambling  
13 40 games for the licensee in the previous fiscal year was  
13 41 less than one hundred million dollars, and shall be

13 42 ten million dollars if the adjusted gross receipts  
13 43 from gambling games for the licensee in the previous  
13 44 fiscal year was one hundred million dollars or more.  
13 45 Sec. 38. Section 99F.5, subsection 1, Code 2003,  
13 46 is amended to read as follows:  
13 47 1. A qualified sponsoring organization may apply  
13 48 to the commission for a license to conduct gambling  
13 49 games on an excursion gambling boat as provided in  
13 50 this chapter. A person may apply to the commission  
14 1 for a license to operate an excursion gambling boat.  
14 2 An operating agreement entered into on or after the  
14 3 effective date of this section of this Act between a  
14 4 qualified sponsoring organization and an operator  
14 5 shall provide for a minimum distribution by the  
14 6 qualified sponsoring organization for educational,  
14 7 civic, public, charitable, patriotic, or religious  
14 8 uses as defined in section 99B.7, subsection 3,  
14 9 paragraph "b", that averages at least three percent of  
14 10 the adjusted gross receipts for each license year.  
14 11 The application shall be filed with the administrator  
14 12 of the commission at least ninety days before the  
14 13 first day of the next excursion season as determined  
14 14 by the commission, shall identify the excursion  
14 15 gambling boat upon which gambling games will be  
14 16 authorized, shall specify the exact location where the  
14 17 excursion gambling boat will be docked, and shall be  
14 18 in a form and contain information as the commission  
14 19 prescribes. The minimum passenger capacity of an  
14 20 excursion gambling boat is two hundred fifty persons.  
14 21 Sec. 39. Section 99F.6, subsection 4, paragraph a,  
14 22 Code Supplement 2003, is amended to read as follows:  
14 23 a. Before a license is granted, the division of  
14 24 criminal investigation of the department of public  
14 25 safety shall conduct a thorough background  
14 26 investigation of the applicant for a license to  
14 27 operate a gambling game operation on an excursion  
14 28 gambling boat. The applicant shall provide  
14 29 information on a form as required by the division of  
14 30 criminal investigation. A qualified sponsoring  
14 31 organization licensed to operate gambling games under  
14 32 this chapter shall distribute the receipts of all  
14 33 gambling games, less reasonable expenses, charges,  
14 34 taxes, fees, and deductions allowed under this  
14 35 chapter, as winnings to players or participants or  
14 36 shall distribute the receipts for educational, civic,  
14 37 public, charitable, patriotic, or religious uses as  
14 38 defined in section 99B.7, subsection 3, paragraph "b".  
14 39 However, a licensee to conduct gambling games under  
14 40 this chapter shall, unless an operating agreement for  
14 41 an excursion gambling boat otherwise provides,  
14 42 distribute at least three percent of the adjusted  
14 43 gross receipts for each license year for educational,  
14 44 civic, public, charitable, patriotic, or religious  
14 45 uses as defined in section 99B.7, subsection 3,  
14 46 paragraph "b". However, if a licensee who is also  
14 47 licensed to conduct pari-mutuel wagering at a horse  
14 48 racetrack has unpaid debt from the pari-mutuel  
14 49 racetrack operations, the first receipts of the  
14 50 gambling games operated within the racetrack enclosure  
15 1 less reasonable operating expenses, taxes, and fees  
15 2 allowed under this chapter shall be first used to pay  
15 3 the annual indebtedness. The commission shall  
15 4 authorize, subject to the debt payments for horse  
15 5 racetracks and the provisions of paragraph "b" for dog  
15 6 racetracks, a licensee who is also licensed to conduct  
15 7 pari-mutuel dog or horse racing to use receipts from  
15 8 gambling games within the racetrack enclosure to  
15 9 supplement purses for races particularly for Iowa-bred  
15 10 horses pursuant to an agreement which shall be  
15 11 negotiated between the licensee and representatives of  
15 12 the dog or horse owners. For each agreement  
15 13 concerning purses for horse racing beginning on or  
15 14 after January 1, 2006, and ending before January 1,  
15 15 2021, the agreement shall provide that total annual  
15 16 purses for horse racing at every racetrack enclosure  
15 17 including any other qualified harness racing track  
15 18 facility as may be approved or as approved by the  
15 19 commission, that is subject to the agreement, shall be  
15 20 no less than eleven percent of the first two hundred  
15 21 million dollars of net receipts, and six percent of  
15 22 net receipts above two hundred million dollars. A

15 23 qualified sponsoring organization shall not make a  
15 24 contribution to a candidate, political committee,  
15 25 candidate's committee, state statutory political  
15 26 committee, county statutory political committee,  
15 27 national political party, or fund-raising event as  
15 28 these terms are defined in section 68A.102. The  
15 29 membership of the board of directors of a qualified  
15 30 sponsoring organization shall represent a broad  
15 31 interest of the communities. For purposes of this  
15 32 paragraph, "net receipts" means the annual adjusted  
15 33 gross receipts from all gambling games less the annual  
15 34 amount of money pledged by the owner of the facility  
15 35 to fund a project approved to receive vision Iowa  
15 36 funds as of July 1, 2004.

15 37 Sec. 40. Section 99F.7, subsection 1, Code 2003,  
15 38 is amended to read as follows:

15 39 1. If the commission is satisfied that this  
15 40 chapter and its rules adopted under this chapter  
15 41 applicable to licensees have been or will be complied  
15 42 with, the commission shall issue a license for a  
15 43 period of not more than three years to an applicant to  
15 44 own a gambling game operation and to an applicant to  
15 45 operate an excursion gambling boat. The commission  
15 46 shall decide which of the gambling games authorized  
15 47 under this chapter ~~it~~ the commission will permit. The  
15 48 commission shall decide the number, location, and type  
15 49 of excursion gambling boats licensed under this  
15 50 chapter for operation on the rivers, lakes, and  
16 1 reservoirs of this state. An excursion gambling boat  
16 2 may be located or operated on a natural or man-made  
16 3 lake or reservoir if the lake or reservoir is of  
16 4 sufficient size to accommodate recreational activity.  
16 5 An excursion gambling boat may also be located on a  
16 6 man-made basin or other body of water adjacent to a  
16 7 river, provided it is located no more than one  
16 8 thousand feet from the high water mark of the river,  
16 9 as established by the commission in consultation with  
16 10 the United States army corps of engineers, the  
16 11 department of natural resources, or other appropriate  
16 12 regulatory agency. The license shall set forth, as  
16 13 applicable, the name of the licensee, the type of  
16 14 license granted, the place where the excursion  
16 15 gambling boats will operate and dock, and the time and  
16 16 number of days during the excursion season and the off  
16 17 season when gambling may be conducted by the licensee.  
16 18 ~~The~~

16 19 1A. a. An applicant for a license to conduct  
16 20 gambling games on an excursion gambling boat, and each  
16 21 licensee by June 30 of each year thereafter, shall  
16 22 indicate and have noted on the license whether the  
16 23 applicant or licensee will operate a moored barge, an  
16 24 excursion boat that will cruise, or an excursion boat  
16 25 that will not cruise subject to the requirements of  
16 26 this subsection. If the applicant or licensee will  
16 27 operate a moored barge or an excursion boat that will  
16 28 not cruise, the requirements of this chapter  
16 29 concerning cruising shall not apply. If the  
16 30 applicant's or licensee's excursion boat will cruise,  
16 31 the applicant or licensee shall comply with the  
16 32 cruising requirements of this chapter and the  
16 33 commission shall not allow such a licensee to conduct  
16 34 gambling games on an excursion gambling boat while  
16 35 docked during the off season if the licensee does not  
16 36 operate gambling excursions for a minimum number of  
16 37 days during the excursion season. The commission may  
16 38 delay the commencement of the excursion season at the  
16 39 request of a licensee.

16 40 b. However, an applicant or licensee of an  
16 41 excursion gambling boat that is located in the same  
16 42 county as a racetrack enclosure conducting gambling  
16 43 games shall not be allowed to operate a moored barge  
16 44 unless either of the following applies:

16 45 (1) If the licensee is located in the same county  
16 46 as a racetrack enclosure conducting gambling games  
16 47 that had less than one hundred million dollars in  
16 48 adjusted gross receipts from gambling games for the  
16 49 fiscal year beginning July 1, 2003, the licensee of an  
16 50 excursion gambling boat is authorized to operate a  
17 1 moored barge if the licensee, the licensee of the  
17 2 racetrack enclosure, and all other licensees of an  
17 3 excursion gambling boat in that county file an

17 4 agreement with the commission agreeing to the granting  
17 5 of a table games license under this chapter and  
17 6 permitting all licensees of an excursion gambling boat  
17 7 in the county to operate a moored barge as of a  
17 8 specific date.

17 9 (2) If the licensee is located in the same county  
17 10 as a racetrack enclosure conducting gambling games  
17 11 that had one hundred million dollars or more in  
17 12 adjusted gross receipts from gambling games for the  
17 13 fiscal year beginning July 1, 2003, the licensee of an  
17 14 excursion gambling boat is authorized to operate a  
17 15 moored barge the earlier of July 1, 2007, or the date  
17 16 any form of gambling games, as defined in this  
17 17 chapter, is authorized in any state that is contiguous  
17 18 to the county where the licensee is located.

17 19 Sec. 41. Section 99F.7, subsection 3, Code 2003,  
17 20 is amended to read as follows:

17 21 3. The commission shall require, as a condition of  
17 22 granting a license, that an applicant to operate an  
17 23 excursion gambling boat develop, and as nearly as  
17 24 practicable, recreate boats or moored barges that  
17 25 resemble Iowa's riverboat history.

17 26 Sec. 42. Section 99F.7, subsection 4, Code 2003,  
17 27 is amended to read as follows:

17 28 4. The commission shall require that an applicant  
17 29 utilize Iowa resources, goods and services in the  
17 30 operation of an excursion gambling boat. The  
17 31 commission shall develop standards to assure that a  
17 32 substantial amount of all resources and goods used in  
17 33 the operation of an excursion gambling boat ~~come~~  
17 34 emanate from and are made in Iowa and that a  
17 35 substantial amount of all services and entertainment  
17 36 ~~be~~ are provided by Iowans.

17 37 Sec. 43. Section 99F.7, subsection 5, paragraph b,  
17 38 Code 2003, is amended by striking the paragraph.

17 39 Sec. 44. Section 99F.7, subsection 9, Code 2003,  
17 40 is amended to read as follows:

17 41 9. a. A licensee shall not loan to any person  
17 42 money or any other thing of value for the purpose of  
17 43 permitting that person to wager on any game of chance.

17 44 b. A licensee shall not permit a financial  
17 45 institution, vendor, or other person to dispense cash  
17 46 or credit through an electronic or mechanical device  
17 47 including but not limited to a satellite terminal, as  
17 48 defined in section 527.2, that is located on the  
17 49 gaming floor.

17 50 Sec. 45. Section 99F.7, subsection 10, paragraph  
18 1 e, Code 2003, is amended to read as follows:

18 2 e. After a referendum has been held which defeated  
18 3 a proposal to conduct gambling games on excursion  
18 4 gambling boats or which defeated a proposal to conduct  
18 5 gambling games at a licensed pari-mutuel racetrack  
18 6 enclosure as provided in this section, another  
18 7 referendum on a proposal to conduct gambling games on  
18 8 an excursion gambling boat or at a licensed pari-  
18 9 mutuel racetrack shall not be held for at least ~~two~~  
18 10 eight years.

18 11 Sec. 46. Section 99F.7, subsection 13, Code 2003,  
18 12 is amended to read as follows:

18 13 13. An excursion gambling boat operated on inland  
18 14 waters of this state or an excursion boat that has  
18 15 been removed from navigation and is designated as a  
18 16 permanently moored vessel by the United States coast  
18 17 guard shall be subject to the exclusive jurisdiction  
18 18 of the department of natural resources and meet all of  
18 19 the requirements of chapter 462A and is further  
18 20 subject to an inspection of its sanitary facilities to  
18 21 protect the environment and water quality before a  
18 22 certificate of registration is issued by the  
18 23 department of natural resources or a license is issued  
18 24 or renewed under this chapter.

18 25 Sec. 47. Section 99F.9, subsection 5, Code 2003,  
18 26 is amended to read as follows:

18 27 5. A person under the age of twenty-one years  
18 28 shall not make or attempt to make a wager on an  
18 29 excursion gambling boat or in a racetrack enclosure  
18 30 and shall not be allowed in the area on the gaming  
18 31 floor of the an excursion gambling boat <  
18 32 is being conducted or in the wagering area, as defined  
18 33 in section 99D.2, or on the gaming floor of a  
18 34 racetrack enclosure. However, a person eighteen years

18 35 of age or older may be employed to work in a gambling  
18 36 area on the gaming floor of an excursion gambling boat  
18 37 or in the wagering area or on the gaming floor of a  
18 38 racetrack enclosure. A person who violates this  
18 39 subsection with respect to making or attempting to  
18 40 make a wager commits a scheduled violation under  
18 41 section 805.8C, subsection 4.

18 42 Sec. 48. Section 99F.10, Code 2003, is amended to  
18 43 read as follows:

18 44 99F.10 ~~ADMISSION REGULATORY FEE~~ == TAX == LOCAL  
18 45 FEES.

18 46 1. A qualified sponsoring organization conducting  
18 47 gambling games on an excursion gambling boat licensed  
18 48 under section 99F.7 shall pay the tax imposed by  
18 49 section 99F.11.

18 50 2. An excursion ~~gambling~~ boat licensee shall pay  
19 1 to the commission ~~an admission a regulatory fee for~~  
19 2 ~~each person embarking on an excursion gambling boat~~  
19 3 ~~with a ticket of admission to be charged as provided~~  
19 4 ~~in this section. The admission fee shall be set by~~  
19 5 ~~the commission.~~

19 6 a. ~~If tickets are issued which are good for more~~  
19 7 ~~than one excursion, the admission fee shall be paid~~  
19 8 ~~for each person using the ticket on each excursion~~  
19 9 ~~that the ticket is used.~~

19 10 b. ~~If free passes or complimentary admission~~  
19 11 ~~tickets are issued, the licensee shall pay the same~~  
19 12 ~~fee upon these passes or complimentary tickets as if~~  
19 13 ~~they were sold at the regular and usual admission~~  
19 14 ~~rate.~~

19 15 c. ~~However, the excursion boat licensee may issue~~  
19 16 ~~fee-free passes to actual and necessary officials and~~  
19 17 ~~employees of the licensee or other persons actually~~  
19 18 ~~working on the excursion gambling boat.~~

19 19 d. ~~The issuance of fee-free passes is subject to~~  
19 20 ~~the rules of the commission, and a list of all persons~~  
19 21 ~~to whom the fee-free passes are issued shall be filed~~  
19 22 ~~with the commission.~~

19 23 3. ~~In addition to the admission fee charged under~~  
19 24 ~~subsection 2 and subject Subject to approval of~~  
19 25 ~~excursion gambling boat docking by the voters, a city~~  
19 26 ~~may adopt, by ordinance, an admission fee not~~  
19 27 ~~exceeding fifty cents for each person embarking on an~~  
19 28 ~~excursion gambling boat docked within the city or a~~  
19 29 ~~county may adopt, by ordinance, an admission fee not~~  
19 30 ~~exceeding fifty cents for each person embarking on an~~  
19 31 ~~excursion gambling boat docked outside the boundaries~~  
19 32 ~~of a city. The admission revenue received by a city~~  
19 33 ~~or a county shall be credited to the city general fund~~  
19 34 ~~or county general fund as applicable.~~

19 35 4. In determining the license fees and state  
19 36 ~~admission regulatory~~ fees to be charged as provided  
19 37 under section 99F.4 and this section, the commission  
19 38 shall use the amount appropriated to the commission  
19 39 plus the cost of salaries for no more than two special  
19 40 agents and no more than four gaming enforcement  
19 41 officers for each excursion gambling boat, ~~plus any~~  
19 42 ~~direct and indirect support costs for the agents and~~  
19 43 ~~officers, for the division of criminal investigation's~~  
19 44 ~~excursion gambling boat activities and an amount for~~  
19 45 ~~all licensees, not to exceed one hundred twenty-five~~  
19 46 ~~thousand dollars, representing other associated costs~~  
19 47 ~~of the division, as the basis for determining the~~  
19 48 ~~amount of revenue to be raised from the license fees~~  
19 49 ~~and admission regulatory fees. The division's salary~~  
19 50 ~~costs shall be limited to eighty percent of the salary~~  
20 1 ~~costs for special agents and eighty percent of the~~  
20 2 ~~salary costs for gaming enforcement for personnel~~  
20 3 ~~assigned to excursion gambling boats who enforce laws~~  
20 4 ~~and rules adopted by the commission.~~

20 5 5. No other license tax, permit tax, occupation  
20 6 tax, excursion fee, or taxes on fees shall be levied,  
20 7 assessed, or collected from a licensee by the state or  
20 8 by a political subdivision, except as provided in this  
20 9 chapter.

20 10 6. No other excise tax shall be levied, assessed,  
20 11 or collected from the licensee relating to gambling  
20 12 excursions or admission charges by the state or by a  
20 13 political subdivision, except as provided in this  
20 14 chapter.

20 15 7. In addition to any other fees required by this

20 16 chapter, a person awarded a new license to conduct  
20 17 gambling games pursuant to section 99F.7 on or after  
20 18 January 1, 2004, shall pay the applicable initial  
20 19 license fee to the commission as provided by this  
20 20 subsection. A person awarded a new license shall pay  
20 21 one-third of the applicable initial license fee  
20 22 immediately upon the granting of the license, one=  
20 23 third of the applicable initial license fee within one  
20 24 year of the granting of the license, and the remaining  
20 25 one-third of the applicable initial license fee within  
20 26 two years of the granting of the license. However,  
20 27 the license fee provided for in this subsection shall  
20 28 not apply when a licensed facility is sold and a new  
20 29 license is issued to the purchaser. Fees paid  
20 30 pursuant to this subsection are not refundable to the  
20 31 licensee. For purposes of this subsection, the  
20 32 applicable initial license fee shall be five million  
20 33 dollars if the population of the county where the  
20 34 licensee shall conduct gambling games is fifteen  
20 35 thousand or less based upon the most recent federal  
20 36 decennial census, shall be ten million dollars if the  
20 37 population of the county where the licensee shall  
20 38 conduct gambling games is more than fifteen thousand  
20 39 and less than one hundred thousand based upon the most  
20 40 recent federal decennial census, and shall be twenty  
20 41 million dollars if the population of the county where  
20 42 the licensee shall conduct gambling games is one  
20 43 hundred thousand or more based upon the most recent  
20 44 federal decennial census. Moneys collected by the  
20 45 commission from an initial license fee paid under this  
20 46 subsection shall be deposited in the rebuild Iowa  
20 47 infrastructure fund created in section 8.57.

20 48 Sec. 49. Section 99F.11, Code Supplement 2003, is  
20 49 amended to read as follows:

20 50 99F.11 WAGERING TAX == RATE == ALLOCATIONS.

21 1 1. A tax is imposed on the adjusted gross receipts  
21 2 received annually each fiscal year from gambling games  
21 3 authorized under this chapter at the rate of five  
21 4 percent on the first one million dollars of adjusted  
21 5 gross receipts, and at the rate of ten percent on the  
21 6 next two million dollars of adjusted gross receipts,  
21 7 and at the rate of twenty percent

21 8 2. The tax rate imposed each fiscal year on any  
21 9 amount of adjusted gross receipts over three million  
21 10 dollars. However, beginning January 1, 1997, the rate  
21 11 on any amount of adjusted gross receipts over three  
21 12 million dollars from gambling games at racetrack  
21 13 enclosures is twenty-two percent and shall increase by  
21 14 two percent each succeeding calendar year until the  
21 15 rate is thirty-six percent. shall be as follows:

21 16 a. If the licensee is an excursion gambling boat,  
21 17 twenty-two percent.

21 18 b. If the licensee is a racetrack enclosure  
21 19 conducting gambling games and another licensee that is  
21 20 an excursion gambling boat is located in the same  
21 21 county, then the following rate, as applicable:

21 22 (1) If the licensee of the racetrack enclosure has  
21 23 not been issued a table games license during the  
21 24 fiscal year or if the adjusted gross receipts from  
21 25 gambling games of the licensee in the prior fiscal  
21 26 year were less than one hundred million dollars,  
21 27 twenty-two percent.

21 28 (2) If the licensee of the racetrack enclosure has  
21 29 been issued a table games license during the fiscal  
21 30 year or prior fiscal year and the adjusted gross  
21 31 receipts from gambling games of the licensee in the  
21 32 prior fiscal year were one hundred million dollars or  
21 33 more, twenty-two percent on adjusted gross receipts  
21 34 received prior to the operational date and twenty-four  
21 35 percent on adjusted gross receipts received on or  
21 36 after the operational date. For purposes of this  
21 37 subparagraph, the operational date is the date the  
21 38 commission determines table games became operational  
21 39 at the racetrack enclosure.

21 40 c. If the licensee is a racetrack enclosure  
21 41 conducting gambling games and no licensee that is an  
21 42 excursion gambling boat is located in the same county,  
21 43 twenty-four percent.

21 44 3. The taxes imposed by this section shall be paid  
21 45 by the licensee to the treasurer of state within ten  
21 46 days after the close of the day when the wagers were

21 47 made and shall be distributed as follows:

21 48 ~~1- a.~~ If the gambling excursion originated at a  
21 49 dock located in a city, one-half of one percent of the  
21 50 adjusted gross receipts shall be remitted to the  
22 1 treasurer of the city in which the dock is located and  
22 2 shall be deposited in the general fund of the city.  
22 3 Another one-half of one percent of the adjusted gross  
22 4 receipts shall be remitted to the treasurer of the  
22 5 county in which the dock is located and shall be  
22 6 deposited in the general fund of the county.

22 7 ~~2- b.~~ If the gambling excursion originated at a  
22 8 dock located in a part of the county outside a city,  
22 9 one-half of one percent of the adjusted gross receipts  
22 10 shall be remitted to the treasurer of the county in  
22 11 which the dock is located and shall be deposited in  
22 12 the general fund of the county. Another one-half of  
22 13 one percent of the adjusted gross receipts shall be  
22 14 remitted to the treasurer of the Iowa city nearest to  
22 15 where the dock is located and shall be deposited in  
22 16 the general fund of the city.

22 17 ~~3- c. Three-tenths One-half o~~  
22 18 adjusted gross receipts shall be deposited in the  
22 19 gambling treatment fund ~~specified in section 99G.39,~~  
22 20 ~~subsection 1, paragraph "a" created in section~~  
22 21 ~~135.150.~~

22 22 ~~d. One-half of one percent of the adjusted gross~~  
22 23 ~~receipts shall be deposited in the county endowment~~  
22 24 ~~fund created in section 15E.311.~~

22 25 ~~4- e.~~ The remaining amount of the adjusted gross  
22 26 receipts tax shall be credited to the general fund of  
22 27 the state.

22 28 Sec. 50. Section 99F.12, Code 2003, is amended to  
22 29 read as follows:

22 30 99F.12 LICENSEES == RECORDS == REPORTS ==  
22 31 SUPERVISION.

22 32 1. A licensee shall keep its books and records so  
22 33 as to clearly show all of the following:

22 34 ~~1- a.~~ The total number of admissions to gambling  
22 35 excursions conducted by the licensee on each day,  
22 36 including the number of admissions upon free passes or  
22 37 complimentary tickets for each day of operation.

22 38 ~~2- b.~~ The amount received daily from admission  
22 39 fees.

22 40 ~~3-~~ The total amount of money wagered during each  
22 41 excursion day and the adjusted gross receipts for the  
22 42 each day of operation.

22 43 2. The licensee shall furnish to the commission  
22 44 reports and information as the commission may require  
22 45 with respect to its activities. The gross receipts  
22 46 and adjusted gross receipts from gambling shall be  
22 47 separately handled and accounted for from all other  
22 48 moneys received from operation of an excursion  
22 49 gambling boat or from operation of a racetrack  
22 50 enclosure licensed to conduct gambling games. The

23 1 commission may designate a representative to board a  
23 2 licensed excursion gambling boat or to enter a  
23 3 racetrack enclosure licensed to conduct gambling  
23 4 games, who shall have full access to all places within  
23 5 the enclosure of the boat or the racetrack enclosure,  
23 6 who shall directly supervise the handling and  
23 7 accounting of all gross receipts and adjusted gross  
23 8 receipts from gambling, and who shall supervise and  
23 9 check the admissions. The compensation of a  
23 10 representative shall be fixed by the commission but  
23 11 shall be paid by the licensee.

23 12 3. The books and records kept by a licensee as  
23 13 provided by this section are public records and the  
23 14 examination, publication, and dissemination of the  
23 15 books and records are governed by the provisions of  
23 16 chapter 22.

23 17 Sec. 51. Section 99F.13, Code 2003, is amended to  
23 18 read as follows:

23 19 99F.13 ANNUAL AUDIT OF LICENSEE OPERATIONS.

23 20 Within ninety days after the end of the licensee's  
23 21 fiscal year, the licensee shall transmit to the  
23 22 commission an audit of the ~~financial transactions and~~  
23 23 ~~condition of the licensee's total gambling operations,~~  
23 24 ~~including an itemization of all expenses and~~  
23 25 ~~subsidies.~~ All audits shall be conducted by certified  
23 26 public accountants registered or licensed in the state  
23 27 of Iowa under chapter 542 who are selected by the

23 28 board of supervisors of the county in which the  
23 29 licensee operates.  
23 30 Sec. 52. Section 99F.17, subsections 5 and 6, Code  
23 31 2003, are amended to read as follows:  
23 32 5. The manufacturer or distributor of gambling  
23 33 games or implements of gambling shall provide the  
23 34 commission with ~~a copy of the invoice written notice~~  
23 35 showing the items shipped to the licensee ~~and a copy~~  
23 36 ~~of the bill of lading.~~  
23 37 6. Subsection 2 does not apply in the following  
23 38 cases, if approved by the commission:  
23 39 a. Gambling games or implements of gambling  
23 40 previously installed ~~on an excursion gambling boat in~~  
23 41 ~~a gambling location~~ licensed in another jurisdiction.  
23 42 b. Gambling games or implements of gambling  
23 43 previously installed ~~on an excursion gambling boat in~~  
23 44 ~~a gambling location~~ licensed in this state.  
23 45 Sec. 53. Section 99G.39, subsection 1, paragraph  
23 46 a, Code Supplement 2003, is amended to read as  
23 47 follows:  
23 48 a. An amount equal to ~~three-tenths~~ one-half of one  
23 49 percent of the gross lottery revenue for the year  
23 50 shall be deposited in ~~a the~~ gambling treatment fund ~~in~~  
24 1 ~~the office of the treasurer of state created in~~  
24 2 ~~section 135.150.~~  
24 3 Sec. 54. NEW SECTION. 135.150 GAMBLING TREATMENT  
24 4 FUND.  
24 5 1. A gambling treatment fund is created in the  
24 6 state treasury under the control of the department.  
24 7 The fund consists of all moneys appropriated to the  
24 8 fund. However, if moneys appropriated to the fund in  
24 9 a fiscal year exceed six million dollars, the amount  
24 10 exceeding six million dollars shall be transferred to  
24 11 the rebuild Iowa infrastructure fund created in  
24 12 section 8.57. Moneys in the fund are appropriated to  
24 13 the department for the purposes described in this  
24 14 section.  
24 15 2. Moneys appropriated to the department under  
24 16 this section shall be for the purpose of operating a  
24 17 gambling treatment program and shall be used for  
24 18 funding of administrative costs and to provide  
24 19 programs which may include, but are not limited to,  
24 20 outpatient and follow-up treatment for persons  
24 21 affected by problem gambling, rehabilitation and  
24 22 residential treatment programs, information and  
24 23 referral services, crisis call access, education and  
24 24 preventive services, and financial management and  
24 25 credit counseling services.  
24 26 3. Notwithstanding section 12C.7, subsection 2,  
24 27 interest or earnings on moneys deposited in the  
24 28 gambling treatment fund shall be credited to the  
24 29 gambling treatment fund. Notwithstanding section  
24 30 8.33, moneys credited to the gambling treatment fund  
24 31 shall not revert to the fund from which appropriated  
24 32 at the close of a fiscal year.  
24 33 4. The department shall report semiannually to the  
24 34 legislative government oversight committees regarding  
24 35 the operation of the gambling treatment fund and  
24 36 program. The report shall include, but is not limited  
24 37 to, information on revenues and expenses related to  
24 38 the fund for the previous period, fund balances for  
24 39 the period, and moneys expended and grants awarded for  
24 40 operation of the gambling treatment program.  
24 41 Sec. 55. Section 421.17, Code Supplement 2003, is  
24 42 amended by adding the following new subsection:  
24 43 NEW SUBSECTION. 28. To administer the county  
24 44 endowment fund created in section 15E.311.  
24 45 Sec. 56. NEW SECTION. 725.19 GAMBLING BY MINORS.  
24 46 1. Any person under the age of twenty-one years  
24 47 shall not make or attempt to make a gambling wager,  
24 48 except as permitted under chapter 99B. A person who  
24 49 violates this subsection commits a scheduled violation  
24 50 under section 805.8C, subsection 4.  
25 1 2. A person who knowingly permits a person under  
25 2 the age of twenty-one years to make or attempt to make  
25 3 a gambling wager, except as permitted under chapter  
25 4 99B, is guilty of a simple misdemeanor.  
25 5 Sec. 57. Section 805.8C, Code 2003, is amended by  
25 6 adding the following new subsection:  
25 7 NEW SUBSECTION. 4. GAMBLING VIOLATIONS. For  
25 8 violations of legal age for gambling wagering under

25 9 section 99D.11, subsection 7, section 99F.9,  
25 10 subsection 5, and section 725.19, subsection 1, the  
25 11 scheduled fine is five hundred dollars. Failure to  
25 12 pay the fine by a person under the age of eighteen  
25 13 shall not result in the person being detained in a  
25 14 secure facility.

25 15 Sec. 58. Sections 99D.14A and 99F.10A, Code 2003,  
25 16 are repealed.

25 17 Sec. 59. SOCIOECONOMIC STUDY OF GAMBLING.

25 18 1. The legislative council shall commission a  
25 19 study by an independent entity to study the  
25 20 socioeconomic impact of gambling on Iowans. The  
25 21 legislative council is authorized to expend up to one  
25 22 hundred thousand dollars to complete the study. The  
25 23 legislative council shall make the report available by  
25 24 July 1, 2005.

25 25 2. The study shall be an empirical study and  
25 26 include, but not be limited to, the following matters:

25 27 a. The economic impact of gambling on communities  
25 28 and other businesses.

25 29 b. The impact of gambling, if any, on family  
25 30 finances and family relations in general.

25 31 c. Demographic information on gamblers.

25 32 d. An assessment of the impact, if any, of  
25 33 pathological or problem gambling on individuals,  
25 34 families, social institutions, criminal activity, and  
25 35 the economy.

25 36 e. Other relevant issues to fully examine the  
25 37 socioeconomic impact of gambling.

25 38 Sec. 60. TRANSITION PROVISIONS == EXCURSION  
25 39 GAMBLING BOAT CRUISING. A licensee authorized to  
25 40 conduct gambling games on an excursion gambling boat  
25 41 pursuant to chapter 99F as of January 1, 2004, shall,  
25 42 no later than June 1, 2004, notify the racing and  
25 43 gaming commission in writing if the licensee intends  
25 44 to operate a moored barge, an excursion boat that will  
25 45 cruise, or an excursion boat that will not cruise.  
25 46 However, a licensee that is located in the same county  
25 47 as a licensee of a racetrack enclosure that conducts  
25 48 gambling games that had less than one hundred million  
25 49 dollars in adjusted gross receipts from gambling games  
25 50 for the fiscal year beginning July 1, 2003, shall only  
26 1 be allowed to operate a moored barge if the licensee,  
26 2 the licensee of the racetrack enclosure, and all other  
26 3 licensees of an excursion gambling boat in that county  
26 4 file an agreement with the commission agreeing to the  
26 5 granting of a table games license under chapter 99F  
26 6 and permitting all licensees of an excursion gambling  
26 7 boat to operate a moored barge as of a specific date.  
26 8 The racing and gaming commission shall make the  
26 9 election of each licensee under this section public by  
26 10 June 7, 2004. A licensee who initially elects to  
26 11 operate a moored barge or an excursion boat that will  
26 12 not cruise may, no later than June 30, 2004, change  
26 13 its election and elect to operate an excursion boat  
26 14 that will cruise.

26 15 Sec. 61. 2004=2005=2006 REBUILD IOWA  
26 16 INFRASTRUCTURE ASSESSMENTS.

26 17 1. Notwithstanding any provision of chapter 99F to  
26 18 the contrary and in addition to taxes imposed pursuant  
26 19 to section 99F.11, a rebuild Iowa infrastructure  
26 20 assessment is imposed on each licensee authorized to  
26 21 conduct gambling games pursuant to chapter 99F as of  
26 22 January 1, 2004, as provided in this section.

26 23 2. a. A 2004 rebuild Iowa infrastructure  
26 24 assessment is imposed for each licensee of a pari=  
26 25 mutuel racetrack enclosure licensed to conduct  
26 26 gambling games at the racetrack enclosure under  
26 27 chapter 99F as of January 1, 2004, and determined as  
26 28 follows:

26 29 (1) If the adjusted gross receipts from gambling  
26 30 games of the licensee in the prior fiscal year were  
26 31 less than one hundred million dollars and another  
26 32 licensee that is an excursion gambling boat is located  
26 33 in the same county as the licensee, then the  
26 34 assessment on that licensee shall be one million six  
26 35 hundred fourteen thousand five hundred sixty=nine  
26 36 dollars.

26 37 (2) If the adjusted gross receipts from gambling  
26 38 games of the licensee in the prior fiscal year were  
26 39 one hundred million dollars or more and another

26 40 licensee that is an excursion gambling boat is located  
26 41 in the same county as the licensee, then the  
26 42 assessment on that licensee shall be ten million  
26 43 eighty-seven thousand six hundred eighty dollars.  
26 44 (3) If no licensee of an excursion gambling boat  
26 45 is located in the same county as the licensee, then  
26 46 the assessment on that licensee shall be eleven  
26 47 million eight hundred sixty-eight thousand three  
26 48 hundred fifty-two dollars.  
26 49 b. The 2004 rebuild Iowa infrastructure assessment  
26 50 provided in this subsection shall be paid by June 1,  
27 1 2004. The racing and gaming commission shall revoke  
27 2 the license to conduct gambling games of any licensee  
27 3 that fails to pay the 2004 rebuild Iowa infrastructure  
27 4 assessment as provided in this subsection.  
27 5 3. a. A 2005 rebuild Iowa infrastructure  
27 6 assessment is imposed at the rate of two and one  
27 7 hundred fifty-two thousandths percent on the estimated  
27 8 adjusted gross receipts amount for each licensee of an  
27 9 excursion gambling boat licensed to conduct gambling  
27 10 games on an excursion gambling boat under chapter 99F  
27 11 as of January 1, 2004. For purposes of this  
27 12 subsection, the estimated adjusted gross receipts  
27 13 amount for a licensee is the amount of adjusted gross  
27 14 receipts from gambling games the revenue estimating  
27 15 conference estimated, as of the most recent meeting of  
27 16 the revenue estimating conference held prior to the  
27 17 effective date of this section of this Act, a facility  
27 18 licensed to conduct gambling games on an excursion  
27 19 gambling boat will receive for the fiscal year  
27 20 beginning July 1, 2004, and ending June 30, 2005.  
27 21 b. The 2005 rebuild Iowa infrastructure assessment  
27 22 provided in this subsection shall be paid by June 1,  
27 23 2005, which assessment may be offset by the licensee  
27 24 against taxes imposed on the licensee by section  
27 25 99F.11 to the extent of twenty percent of the  
27 26 assessment paid pursuant to this subsection for each  
27 27 of five consecutive fiscal years beginning with the  
27 28 fiscal year beginning July 1, 2010. The racing and  
27 29 gaming commission shall revoke the license to conduct  
27 30 gambling games of any licensee that fails to pay the  
27 31 2005 rebuild Iowa infrastructure assessment as  
27 32 provided in this subsection.  
27 33 4. a. A 2006 rebuild Iowa infrastructure  
27 34 assessment is imposed at the rate of two and one  
27 35 hundred fifty-two thousandths percent on the estimated  
27 36 adjusted gross receipts amount for each licensee of an  
27 37 excursion gambling boat licensed to conduct gambling  
27 38 games on an excursion gambling boat under chapter 99F  
27 39 as of January 1, 2004. For purposes of this  
27 40 subsection, the estimated adjusted gross receipts  
27 41 amount for a licensee is the amount of adjusted gross  
27 42 receipts from gambling games the revenue estimating  
27 43 conference estimated, as of the most recent meeting of  
27 44 the revenue estimating conference held prior to the  
27 45 effective date of this section of this Act, a facility  
27 46 licensed to conduct gambling games on an excursion  
27 47 gambling boat will receive for the fiscal year  
27 48 beginning July 1, 2004, and ending June 30, 2005.  
27 49 b. The 2006 rebuild Iowa infrastructure assessment  
27 50 provided in this subsection shall be paid by June 1,  
28 1 2006, which assessment may be offset by the licensee  
28 2 against taxes imposed on the licensee by section  
28 3 99F.11 to the extent of twenty percent of the  
28 4 assessment paid pursuant to this subsection for each  
28 5 of five consecutive fiscal years beginning with the  
28 6 fiscal year beginning July 1, 2010. The racing and  
28 7 gaming commission shall revoke the license to conduct  
28 8 gambling games of any licensee that fails to pay the  
28 9 2006 rebuild Iowa infrastructure assessment as  
28 10 provided in this subsection.  
28 11 5. The 2004, 2005, and 2006 rebuild Iowa  
28 12 infrastructure assessments imposed by this section  
28 13 shall be deposited in the rebuild Iowa infrastructure  
28 14 fund created in section 8.57.  
28 15 Sec. 62. RACETRACK LICENSEE RENEWALS == AUCTION OF  
28 16 LICENSES.  
28 17 1. Notwithstanding any provisions of chapter 99D  
28 18 or 99F to the contrary, the racing and gaming  
28 19 commission shall not renew or reissue licenses to  
28 20 conduct pari-mutuel wagering and gambling games for

28 21 licensees of racetrack enclosures in Polk county and  
28 22 Dubuque county.  
28 23 2. Notwithstanding any provision of chapter 99D or  
28 24 99F to the contrary, the racing and gaming commission  
28 25 shall establish a process by which licenses for Polk  
28 26 county and for Dubuque county shall be issued to a  
28 27 person otherwise authorized to hold a license under  
28 28 chapters 99D and 99F pursuant to an auction conducted  
28 29 by the commission. The auction process shall provide  
28 30 that a minimum bid for the issuance of a license to a  
28 31 person to operate a licensed facility in Polk county  
28 32 shall be one hundred fifty million dollars, and the  
28 33 minimum bid for the issuance of a license to a person  
28 34 to operate a licensed facility in Dubuque county shall  
28 35 be ten million dollars.

28 36 3. If a license to conduct pari-mutuel wagering at  
28 37 a racetrack enclosure is issued pursuant to this  
28 38 section, the holder of the newly issued license shall  
28 39 be authorized to receive a license to conduct gambling  
28 40 games at the racetrack enclosure notwithstanding any  
28 41 provision of chapter 99F to the contrary.

28 42 Sec. 63. EFFECTIVE DATE == RETROACTIVE  
28 43 APPLICABILITY.

28 44 1. The section of this Act amending section 99D.6  
28 45 takes effect April 1, 2004. If this Act is enacted  
28 46 after April 1, 2004, the section of this Act amending  
28 47 section 99D.6, being deemed of immediate importance,  
28 48 takes effect upon enactment and is retroactively  
28 49 applicable to April 1, 2004, and is applicable on and  
28 50 after that date.

29 1 2. The section of this Act amending section  
29 2 99D.25, subsection 5, takes effect April 1, 2004. If  
29 3 this Act is enacted after April 1, 2004, the section  
29 4 of this Act amending section 99D.25, subsection 5,  
29 5 being deemed of immediate importance, takes effect  
29 6 upon enactment and is retroactively applicable to  
29 7 April 1, 2004, and is applicable on and after that  
29 8 date.

29 9 3. The section of this Act amending section 99F.1,  
29 10 subsection 10, being deemed of immediate importance,  
29 11 takes effect upon enactment.

29 12 4. The section of this Act amending section  
29 13 99F.4A, subsection 8, being deemed of immediate  
29 14 importance, takes effect upon enactment.

29 15 5. The section of this Act amending section 99F.5,  
29 16 subsection 1, being deemed of immediate importance,  
29 17 takes effect upon enactment.

29 18 6. The section of this Act amending section 99F.7,  
29 19 subsection 10, paragraph "e", being deemed of  
29 20 immediate importance, takes effect upon enactment and  
29 21 is retroactively applicable to referendums held on or  
29 22 after January 1, 2002.

29 23 7. The section of this Act requiring a  
29 24 socioeconomic study of gambling, being deemed of  
29 25 immediate importance, takes effect upon enactment.

29 26 8. The section of this Act establishing transition  
29 27 provisions concerning excursion gambling boat  
29 28 cruising, being deemed of immediate importance, takes  
29 29 effect upon enactment.

29 30 9. The section of this Act establishing 2004,  
29 31 2005, and 2006 rebuild Iowa infrastructure  
29 32 assessments, being deemed of immediate importance,  
29 33 takes effect upon enactment.

29 34 10. The section of this Act providing for  
29 35 racetrack licensee issuance and an auction of  
29 36 licenses, being deemed of immediate importance, takes  
29 37 effect upon enactment.>

29 38 #2. Title page, by striking lines 3 through 5 and

1 29 39 inserting the following: 29 40 including pari-mutuel wagering, horse purses and>.

29 41  
29 42

29 43  
29 44 COMMITTEE ON WAYS AND MEANS

29 45 LARRY McKIBBEN, Chairperson

29 46 HF 2302.533 80

29 47 ec/pj